

**LIST OF REFERENCES CITED BY APPLICANT**

(Use several sheets if necessary)

<b>Application Number</b>	10/826,237
<b>Filing Date</b>	April 17, 2004
<b>First Named Inventor</b>	Daniel R. Burnett
<b>Art Unit</b>	3761
<b>Examiner Name</b>	Philip R. Wiest
<b>Attorney Docket No.</b>	12637-007-999

**U.S. PATENT DOCUMENTS**

*Examiner Initials	Cite No.	Document Number – Kind Code	Publication Date mm/dd/yyyy	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A01	3,575,158	04/20/1969	Summers	
	A02	3,654,932	04/11/1972	Newkirk et al.	
	A03	3,810,259	05/14/1974	Summers	
	A04	3,910,283	10/07/1975	Leveen	
	A05	4,083,786	04/11/1978	Tsuda et al.	
	A06	4,261,341	04/14/1981	Hakim et al.	
	A07	4,610,658	09/09/1986	Rubenstein	
	A08	4,615,691	10/07/1986	Hakim et al.	
	A09	4,618,343	10/21/1986	Polaschegg	
	A10	4,725,207	02/16/1988	Buchwald et al.	
	A11	4,779,614	10/25/1988	Moise	
	A12	4,850,955	07/25/1989	Newkirk	
	A13	4,904,236	02/27/1990	Redmond et al.	
	A14	4,963,129	10/16/1990	Rusch	
	A15	5,021,048	06/04/1991	Buckholtz	
	A16	5,071,408	12/10/1991	Ahmed et al.	
	A17	5,078,688	01/07/1992	Lobodzinski et al.	
	A18	5,167,615	12/01/1992	East et al.	
	A19	5,356,386	10/18/2004	Goldberg et al.	
	A20	5,385,541	01/31/1995	Kirsch et al.	
	A21	5,387,188	05/10/1993	Watson et al.	
	A22	5,395,350	03/07/1995	Summers	
	A23	5,397,354	03/14/1995	Wilk et al.	
	A24	5,474,683	12/12/1995	Bryant et al.	
	A25	5,637,083	06/10/1997	Bertrand et al.	
	A26	5,725,506	03/10/1998	Freeman et al.	
	A27	5,830,172	11/03/1998	Leveen et al.	
	A28	5,902,336	05/11/1999	Mishkin	
	A29	D420,738	02/15/2000	Carter et al.	
	A30	6,007,511	12/28/1999	Prywes	

LAI-3003261v1

**EXAMINER  
SIGNATURE**

/Philip Wiest/

**DATE CONSIDERED** 04/08/2009

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /PW/

**LIST OF REFERENCES CITED BY APPLICANT**

(Use several sheets if necessary)

<b>Application Number</b>	10/826,237
<b>Filing Date</b>	April 17, 2004
<b>First Named Inventor</b>	Daniel R. Burnett
<b>Art Unit</b>	3761
<b>Examiner Name</b>	Philip R. Wiest
<b>Attorney Docket No.</b>	12637-007-999

**U.S. PATENT DOCUMENTS**

*Examiner Initials	Cite No.	Document Number – Kind Code	Publication Date mm/dd/yyyy	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A31	6,132,415	10/17/2000	Finch et al.	
	A32	6,162,238	12/19/2000	Kaplan et al.	
	A33	6,417,750	06/09/2002	Sohn	
	A34	6,689,085	02/10/2004	Rubenstein et al.	
	A35	6,846,168	01/25/2005	Davis	
	A36	6,875,192	04/05/2005	Saul et al.	
	A37	6,894,456	05/17/2005	Tsukamoto et al.	
	A38	6,905,474	06/14/2005	Borgensen	
	A39	6,926,691	08/09/2005	Mietheke	
	A40	6,955,655	10/18/2005	Burbank et al.	
	A41	7,025,739	04/11/2006	Saul	
	A42	7,195,608	03/27/2007	Burnett	
	A43	7,311,690	12/25/2007	Burnett	
	A44	7,335,179	02/26/2008	Burnett	
	A45	2002/0073545	01/31/2002	Soltanpour et al.	
	A46	2002/0022793	02/21/2002	Bertrand et al.	
	A47	2004/0049288	03/11/2004	Levin	
	A48	2005/0131340	06/16/2005	Sorenson et al.	
	A49	2005/0273034	12/08/2005	Burnett	
	A50	2006/0058731	03/16/2006	Burnett et al.	
	A51	2007/0106205	05/10/2007	Connell et al.	
	A52	2008/0108935	05/08/2008	Nyhart Jr.	
	A53	2008/0154173	06/28/2008	Burnett	
	A54	11/933,214	10/31/2007	Burnett	
	A55				
	A56				
	A57				
	A58				

LAI-3003261v1

**EXAMINER  
SIGNATURE**

/Philip Wiest/

**DATE CONSIDERED** 04/08/2009

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /PW/

**LIST OF REFERENCES CITED BY APPLICANT**

(Use several sheets if necessary)

<b>Application Number</b>	10/826,237
<b>Filing Date</b>	April 17, 2004
<b>First Named Inventor</b>	Daniel R. Bumett
<b>Art Unit</b>	3761
<b>Examiner Name</b>	Philip R. Wiest
<b>Attorney Docket No.</b>	12637-007-999

**FOREIGN PATENT DOCUMENTS**

*Examiner Initials	Cite No.	Foreign Patent Document Country Code, Number, Kind Code (if known)	Publication Date mm/dd/yyyy	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
	B01	GB 2 350 794	12/13/2000	Nagy Adly Habib		
	B02	WO 97/41799	11/13/1997	Influence Medical Technologies Ltd.		
	B03	WO 98/16171	04/23/1998	Mirimedical, Inc.		

**NON PATENT LITERATURE DOCUMENTS**

*Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	C01	COSTANZO et al., "Early Ultrafiltration in Patients with Decompensated Heart Failure and Diuretic Resistance," J. Am. Coll. Cardiol., vol. 46 (11), pp. 2047-2051 (2005)	
	C02	HOULBERG et al., "Terminal Right Heart Failure Due to Complex Congenital Cardiac Disease Successfully Managed by Home Peritoneal Drainage," Cardiol. Young, vol. 13, pp. 568-570 (2003)	
	C03	ORTIZ et al., "Long-Term Automated Peritoneal Dialysis in Patients with Refractory Congestive Heart Failure," Advances in Peritoneal Dialysis, vol. 19, pp. 77-80 (2003)	
	C04	ROSENBLIT et al., "Peritoneal-Urinary Drainage for Treatment of Refractory Ascites: A Pilot Study," Journal of Vascular and Interventional Radiology, vol. 9 (6), pp. 998-1005	
	C05	International Search Report for PCT/US2004/026781, 2 pages (mailed 09/28/2005)	
	C06	USPTO, Supplemental Notice of Allowability for U.S. Patent Application No. 10/369,550, 2 pages (mailed 12/17/2007)	
	C07	USPTO, Notice of Allowance and Fees Due for U.S. Patent Application No. 10/369,550, 4 pages (mailed 09/24/2007)	
	C08	USPTO, Non-Final Office Action for U.S. Patent Application No. 10/369,550, 13 pages (mailed 03/09/2006)	
	C09	USPTO, Corrected Notice of Allowance and Fees Due for U.S. Patent Application No. 10/700,863, 5 pages (mailed 11/08/2007)	
	C10	USPTO, Notice of Allowance and Fees Due for U.S. Patent Application No. 10/700,863, 7 pages (mailed 11/02/2006)	
	C11	USPTO, Non-Final Office Action for U.S. Patent Application No. 10/700,863, 11 pages (mailed 02/02/2006)	
	C12	USPTO, Supplemental Notice of Allowability for U.S. Patent Application No. 11/198,079, 2 pages (mailed 01/09/2007)	
	C13	USPTO, Notice of Allowance and Fees Due for U.S. Patent Application No. 11/198,079, 4 pages (mailed 10/05/2006)	
	C14	USPTO, Non-Final Office Action for U.S. Patent Application No. 11/198,079, 7 pages (mailed 02/02/2006)	
	C15	USPTO, Non-Final Office Action for U.S. Patent Application No. 11/181,539, 10 pages (mailed 09/16/2008)	
	C16	USPTO, Final Office Action for U.S. Patent Application No. 11/181,539, 10 pages (mailed 03/18/2008)	
	C17	USPTO, Non-Final Office Action for U.S. Patent Application No. 11/181,539, 8 pages (mailed 05/22/2007)	
	C18	USPTO, Final Office Action for U.S. Patent Application No. 11/181,539, 6 pages (mailed 10/10/2006)	
	C19	USPTO, Non-Final Office Action for U.S. Patent Application No. 11/181,539, 8 pages (mailed 01/07/2006)	

LAI-3003261v1

**EXAMINER SIGNATURE**

/Philip Wiest/

**DATE CONSIDERED**

04/08/2009

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /PW/